

1 HONORABLE MARSHA J. PECHMAN  
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8 UNITED STATES DISTRICT COURT  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

M.C. and S.C., parents of S.C.,

Case No. CV04-1459P

Plaintiffs,

STIPULATION AND AGREED ORDER TO  
EXTEND NOTING DATE IN PLAINTIFFS'  
FRCP 54(d) MOTION

v.

SEATTLE SCHOOL DISTRICT #1,

Defendant

### INTRODUCTION

Plaintiffs M.C. and S.C. and Defendant Seattle School District (“SSD”) agree that the noting date for Plaintiff’s Rule 54(d) motion should be moved pursuant to FRCP local rule 7(d)(2)(A) to July 15, 2005, with Plaintiff’s Reply due July 14, 2005, to give the parties additional time to engage in settlement negotiations.

STIPULATION AND AGREED ORDER TO  
EXTEND NOTING DATE- 1

Law Offices of Charlotte Cassady  
705 Second Avenue, Suite 1300  
Seattle, Washington 98104  
Phone 206-264-9420  
Fax 206-264-9431

## STIPULATIONS

1. The parties have arrived at a tentative settlement agreement. Terms that had to be satisfied in fact by one party appear to have been satisfied. However, the parties are still negotiating the language of the written settlement agreement containing terms to be satisfied in the future. No settlement agreement has been executed yet. The parties are requesting an extension of the noting date in order to avoid further accrual of attorney's fees by Plaintiffs while the parties negotiate the language of the settlement agreement.

2. The parties agree that the noting date of Plaintiffs' FRCP 54(d) motion should be extended to July 15, 2005 in order to give the parties additional time to engage in settlement negotiations and, if the case settles, to draft and execute a settlement agreement.

3. The parties agree that the Plaintiffs filed their Rule 54(d) motion in a timely fashion and that no prejudice should result from this extension.

ss/ Charlotte Cassady  
Charlotte Cassady  
Attorney for Plaintiffs

s/Tracy M. Miller  
Tracy M. Miller, WSBA #24281  
Of Karr Tuttle Campbell  
Attorneys for Defendant

## ORDER

THIS COURT, having considered the stipulations set forth above and the pleadings, motions, and other papers submitted in the above-captioned cause by both Plaintiffs and Defendant,

**STIPULATION AND AGREED ORDER TO  
EXTEND NOTING DATE- 2**

Law Offices of Charlotte Cassady  
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1 ORDERS that the noting date for Plaintiffs' Rule 54(d) motion shall be extended to July  
2 15, 2005 pursuant to FRCP 7(d)(2)(A) and that this shall have no effect on the timeliness of  
3 Plaintiffs' FRCP 54(d) motion for attorney's fees and costs.

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5 DONE IN OPEN COURT this 7th day of July, 2005.  
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7 /s Marsha J. Pechman  
8 Honorable Marsha J. Pechman  
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10 Respectfully submitted, this 27 day of July, 2005, by  
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12 Ss/ Charlotte Cassidy  
13 Charlotte Cassidy  
14 Attorney for Plaintiffs  
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16 s/Tracy M. Miller  
17 Tracy M. Miller, WSBA #24281  
18 Of Karr Tuttle Campbell  
19 Attorneys for Defendant  
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STIPULATION AND AGREED ORDER TO  
EXTEND NOTING DATE- 3

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